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DRAFT REPORT OF THE COMMISSION

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* E/CN.4/1994/L.10 and addenda will contain the chapters of the report relating to the organization of the session and the various items on the agenda. Resolutions and decisions adopted by the Commission, as well as draft resolutions and decisions for action by, and other matters of concern to, the Economic and Social Council will be contained in documents E/CN.4/1994/L.11 and addenda.

GE.94-11366 (E)

IV. QUESTION OF THE VIOLATION OF HUMAN RIGHTS IN THE OCCUPIED ARAB TERRITORIES, INCLUDING PALESTINE

1. The Commission considered item 4 of the provisional agenda from its 3rd to 8th meetings, from 1 to 4 February 1994, concurrently with item 9 (see chap. IX), and at its 13th meeting, on 18 February 1994. 1/

2. The Commission had before it the following documents:

Report of the Special Committee to Investigate Israeli Practices Affecting the Human Rights of the Palestinian People and Other Arabs of the Occupied Territories (A/48/96);

Report of the Special Committee to Investigate Israeli Practices Affecting the Human Rights of the Palestinian People and Other Arabs of the Occupied Territories (A/48/278);

Report of the Special Committee to Investigate Israeli Practices Affecting the Human Rights of the Palestinian People and Other Arabs of the Occupied Territories (A/48/557);

Note verbale dated 14 May 1993 from the Permanent Mission of the League of Arab States to the United Nations Office at Geneva, addressed to the Centre for Human Rights (E/CN.4/1994/9);

Report of the Secretary-General (E/CN.4/1994/12);

Note by the Secretary-General (E/CN.4/1994/13);

Report on the human rights situation in the Palestinian territories occupied since 1967, submitted by Mr. René Felber, Special Rapporteur, pursuant to Commission on Human Rights resolution 1993/2 A (E/CN.4/1994/14);

Note verbale dated 8 December 1993 from the Permanent Mission of the League of Arab States to the United Nations Office at Geneva, addressed to the Assistant Secretary-General for Human Rights (E/CN.4/1994/96);

Letter dated 14 January 1994 from the Permanent Delegation of the League of Arab States to the United Nations Office at Geneva, addressed to the Assistant Secretary-General for Human Rights (E/CN.4/1994/98).

3. At the 4th meeting, on 2 February 1994, Mr. René Felber, Special Rapporteur on the human rights situation in the territories occupied since 1967, submitted his report (E/CN.4/1994/14) to the Commission.

4. In the general debate on item 4, statements 3/ were made by the following members of the Commission: Australia (6th), Austria (3rd), Bangladesh (7th), Brazil (4th), Bulgaria (7th), Canada (4th), China (4th), Cuba (6th), Cyprus (6th), India (5th), Indonesia (5th), Japan (6th), Libyan Arab Jamahiriya (7th), Malaysia (6th), Mauritania (7th), Nigeria (7th), Pakistan (8th), Poland (6th), Republic of Korea (7th), Russian Federation (7th), Sudan (4th), Syrian Arab Republic (4th), United States of America (7th).

5. The Commission also heard statements by the observers for: Algeria (5th), Greece (on behalf of the European Union and its member States) (4th) Israel (7th), Morocco (4th), Norway (on behalf of Denmark, Finland, Iceland, Norway and Sweden) (6th), Oman (7th), Senegal (7th), Turkey (6th).

6. The Commission also heard statements by the representatives of the following non-governmental organizations: Amnesty International (3rd), Centre Europe-Tiers Monde (5th), International Commission of Jurists (4th), International Confederation of Free Trade Unions (3rd), International League for the Rights and Liberation of Peoples (5th), International Fellowship of Reconciliation (3rd), World Organization against Torture (3rd), Pax Christi (6th), World Islamic Call Society (7th).

7. At its 30th meeting, the Commission took up consideration of the draft resolutions submitted under agenda item 4.

8. The representative of Greece introduced a draft resolution (E/CN.4/1994/L.3) sponsored by Belgium*, Denmark*, France, Germany, Greece*, Ireland*, Italy, Luxembourg*, Netherlands, Portugal*, Spain*, and United Kingdom of Great Britain and Northern Ireland. Australia, Finland, Iceland*, Japan, Leichenstein*, Malta*, New Zealand*, Norway*, Sweden* and Switzerland* subsequently joined the sponsors.

9. The representative of the United States of America made a statement on the draft resolution.

10. At the request of the representative of the United States of America, a roll-call vote was taken on the draft resolution.

11. The draft resolution was adopted by 49 votes to 1, with 1 abstention. The voting was as follows:

In favour: Angola, Australia, Austria, Bangladesh, Barbados, Brazil, Bulgaria, Cameroon, Canada, Chile, China, Colombia, Costa Rica, Côte d'Ivoire, Cuba, Cyprus, Ecuador, Finland, France, Gabon, Germany, Hungary, India, Indonesia, Iran (Islamic Republic of), Italy, Japan, Kenya, Lesotho, Malawi, Malaysia, Mauritania, Mexico, Netherlands, Nigeria, Pakistan, Peru, Poland, Republic of Korea, Romania, Russian Federation, Sri Lanka, Sudan, Syrian Arab Republic, Togo, Tunisia, United Kingdom of Great Britain and Northern Ireland, Uruguay, Venezuela.

Against: United States of America.

Abstaining: Libyan Arab Jamahiriya.

12. Statements in explanation of vote after the vote were made by the representatives of the Libyan Arab Jamahiriya and the Syrian Arab Republic.

13. For the text of the resolution, see chapter II, section A (resolution 1994/1).

14. At the same meeting, the representative of the Syrian Arab Republic introduced a draft resolution (E/CN.4/1994/L.4) sponsored by Afghanistan*, Algeria*, Bahrain*, Cuba, India, Indonesia, Iran (Islamic Republic of), Iraq*, Kuwait*, Lebanon*, Libyan Arab Jamahiriya, Madagascar*, Malaysia, Mauritania, Morocco*, Oman*, Pakistan, Qatar*, Saudi Arabia*, Senegal*, Somalia*, Sri Lanka, Sudan, Syrian Arab Republic, Tunisia, United Arab Emirates*, Viet Nam* and Yemen*.

15. Statements in explanation of vote before the vote were made by the representatives of Cyprus and the United States of America.

16. At the request of the representative of the United States of America, a roll-call vote was taken on the draft resolution.

17. The draft resolution was adopted by 25 votes to 1, with 25 abstentions.

In favour: Angola, Bangladesh, Brazil, Chile, China, Colombia, Costa Rica, Cuba, Cyprus, India, Indonesia, Iran (Islamic Republic of),

Lesotho, Libyan Arab Jamahiriya, Malaysia, Mauritania, Mexico, Nigeria, Pakistan, Republic of Korea, Sri Lanka, Sudan, Syrian Arab Republic, Tunisia, Venezuela.

Against: United States of America.

Abstaining: Australia, Austria, Barbados, Bulgaria, Cameroon, Canada, Côte d'Ivoire, Ecuador, Finland, France, Gabon, Germany, Hungary, Italy, Japan, Kenya, Malawi, Netherlands, Peru, Poland, Romania, Russian Federation, Togo, United Kingdom of Great Britain and Northern Ireland, Uruguay.

18. Statements in explanation of vote after the vote were made by the representatives of Colombia, Lesotho, Mexico, Nigeria, the Republic of Korea and the Russian Federation.

19. For the text of the resolution, see chapter II, section A (resolution 1994/2).

20. At the same meeting, the representative of Sudan introduced two draft resolutions, A and B (E/CN.4/1994/L.5), sponsored by Algeria*, Bahrain*, China, Cuba, Indonesia, Jordan*, Malaysia, Mauritania, Morocco*, Oman*, Pakistan, Qatar*, Saudi Arabia*, Senegal*, Somalia*, Sri Lanka, Sudan, Tunisia, United Arab Emirates* and Yemen*. India subsequently joined the sponsors.

21. A statement in explanation of vote before the vote was made by the representative of the United States of America.

22. At the request of the representative of the United States of America, a roll-call vote was taken on draft resolution A.

23. Draft resolution A was adopted by 26 votes to 3, with 23 abstentions. The voting was as follows:

In favour: Angola, Bangladesh, Brazil, Cameroon, Chile, China, Colombia, Cuba, Cyprus, Gabon, India, Indonesia, Iran (Islamic Republic of), Lesotho, Libyan Arab Jamahiriya, Malaysia, Mauritania, Mexico, Nigeria, Pakistan, Republic of Korea, Sri Lanka, Sudan, Syrian Arab Republic, Tunisia, Venezuela.

Against: Bulgaria, Russian Federation, United States of America.

Abstaining: Australia, Austria, Barbados, Canada, Costa Rica, Côte d'Ivoire, Ecuador, Finland, France, Germany, Hungary, Italy, Japan, Kenya, Malawi, Mauritius, Netherlands, Peru, Poland, Romania, Togo, United Kingdom of Great Britain and Northern Ireland, Uruguay.

24. For the text as adopted, see chapter II, section A (resolution 1994/3 A).

25. At the request of the representative of the United States of America, a roll-call vote was taken on draft resolution B.

26. Draft resolution B was adopted by 26 votes to 1, with 25 abstentions. The voting was as follows:

In favour: Angola, Bangladesh, Brazil, Cameroon, Chile, China, Colombia, Cuba, Cyprus, Gabon, India, Indonesia, Lesotho, Libyan Arab Jamahiriya, Iran (Islamic Republic of), Malaysia, Mauritania, Mexico, Nigeria, Pakistan, Republic of Korea, Sri Lanka, Sudan, Syrian Arab Republic, Tunisia, Venezuela.

Against: United States of America.

Abstaining: Australia, Austria, Barbados, Bulgaria, Canada, Costa Rica, Côte d'Ivoire, Ecuador, Finland, France, Germany, Hungary, Italy, Japan, Kenya, Malawi, Mauritius, Netherlands, Peru, Poland, Romania, Russian Federation, Togo, United Kingdom of Great Britain and Northern Ireland, Uruguay.

27. Statements in explanation of vote after the vote were made by the representatives of Bulgaria, Colombia, the Islamic Republic of Iran, Japan, Libya, the Netherlands, the Republic of Korea and the Syrian Arab Republic.

28. For the text as adopted, see chapter II, section A (resolution 1994/3 B).